

12/19/2003 18:21 FAX 212 856 6578

STROOCK

001

RECEIVED  
CENTRAL FAX CENTER

STROOCK

DEC 19 2003

OFFICIAL

FACSIMILE

DATE

TO	COMPANY NAME	FAX NO.	PHONE NO.
Examiner Jeanne M. Goodwin	U.S. Patent and Trademark Office Group 2841	703-872-9306	703-308-0264

TOTAL NO. OF PAGES 5

FROM David L. Schaeffer, Reg. No. 32,716

SENDER'S FAX NO. 212-806-6006

SENDER'S PHONE NO. 212-806-6677

SENDER'S EMAIL [dschaeffer@stroock.com](mailto:dschaeffer@stroock.com)

ROOM NO. 3869

ATTORNEY NO. 3551

CLIENT/MATTER NAME U.S. Patent Appln. No. 09/297,289

CLIENT/MATTER NO. 551512/0058

MESSAGE

Transmitted herewith please find:

1. Certificate of Transmission (1 pg.);
2. Request For Withdrawal Of Office Action (Request  
Already Has Been Orally Granted By Examiner) (1 pg.  
plus att.)

CONFIDENTIAL

The information contained in this facsimile is privileged and confidential, and is intended only for the use of the individual named above and others who have been specially authorized to receive such. If the recipient is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, or if any problems occur with this transmission, please notify us by telephone at 212-806-6102.

STROOCK & STROOCK & LAVAN LLP • NEW YORK • LOS ANGELES • MIAMI  
180 MAIDEN LANE, NEW YORK, NY 10038-2982 TEL 212.806.5400 FAX 212.806.6006 WWW.STROOCK.COM

12/19/2003 18:21 FAX 212 806 6578

STROOCK

RECEIVED  
CENTRAL FAX CENTER

DEC 1-9 2003

002

OFFICIAL

Docket No.  
551512/0058

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Masatoshi Moteki, et al.

Group Art Unit: 2841

Application No.: 09/297,289

Examiner: Jeanne-Marguerite Goodwin

Filed: April 28, 1999

For: **SPRING, MAINSPRING, HAIRSPRING, AND DRIVING MECHANISM  
AND WATCH BASED THEREON**

Date: December 19, 2003

**CERTIFICATE OF TRANSMISSION  
BY FACSIMILE (37 C.F.R. § 1.8)**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

I hereby certify that the following correspondence:

**Request for Withdrawal of Office Action (Request Already Has Been Orally Granted by  
Examiner) (1 pg. plus att.)**

is being transmitted by facsimile to the United States Patent and Trademark Office in  
accordance with 37 C.F.R. § 1.8 on the following date: **December 19, 2003**

**David L. Schaeffer**

(Typed Or Printed Name Of Person Signing this Certificate)

*David L. Schaeffer*

(Signature)

SSL-DOCS1 1411598v1

Docket No.  
551512/0058

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Masatoshi Moteki, et al**

Art Unit: **2841**

Application No.: **09/297,289**

Examiner: **Jeanne-Marguerite Goodwin**

Filed: **April 28, 1999**

For: **SPRING, MAINSPRING, HAIRSPRING, AND DRIVING  
MECHANISM AND WATCH BASED THEREON**

Date: **December 19, 2003**

**REQUEST FOR WITHDRAWAL OF OFFICE ACTION**  
**(REQUEST ALREADY HAS BEEN ORALLY GRANTED BY EXAMINER)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

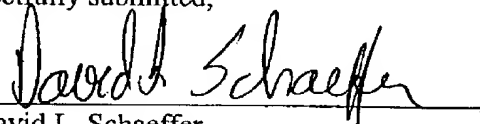
Sir:

As explained in detail below, Applicants already have orally requested withdrawal of the outstanding Office Action dated August 12, 2003, in the subject application, and this request has been granted by the Examiner.

Specifically, the Interview Summary form dated November 18, 2003, a copy of which is annexed, states that August 12 Office Action has been withdrawn on grounds the Office Action contains improper double patenting rejections.

This paper is being filed because, to date, no further action on the merits has been received. Accordingly, Applicants respectfully request either prompt allowance of this application or issuance of a new Office Action.

Respectfully submitted,

By: 

David L. Schaeffer  
Registration No. 32,716  
Attorney for Applicants  
Stroock & Stroock & Lavan LLP  
180 Maiden Lane  
New York, New York 10038-4982  
(212) 806-5400

SSL-DOCS1 1411183v1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/297,289	04/28/1999	MASATOSHI MOTEKI	551512/058	9554
7590 11/18/2003				
STROOCK & STROOCK & LAVAN 180 MAIDEN LANE NEW YORK, NY 100384982				
EXAMINER GOODWIN, JEANNE M				
ART UNIT 2841		PAPER NUMBER		

DATE MAILED: 11/18/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Interview Summary</b>	Application No.	Applicant(s)	
	09/297,289	MOTeki ET AL.	
	Examiner	Art Unit	
	Jeanne-Marguerite Goodwin	2841	MW

All participants (applicant, applicant's representative, PTO personnel):

(1) Jeanne-Marguerite Goodwin. (3) \_\_\_\_\_

(2) David Schaeffer. (4) \_\_\_\_\_

Date of Interview: Aug. 28 & Nov. 13.

Type: a) ☒ Telephonic b) ☐ Video Conference  
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
 If Yes, brief description: \_\_\_\_\_

Claim(s) discussed: 14-40 and 54-57.

Identification of prior art discussed: \_\_\_\_\_

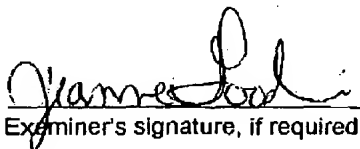
Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The last Office Action mailed Aug. 12, 2003, has been withdrawn based upon an improper double patenting rejection over application 09/859,929 to Moteki et al., wherein a restriction requirement was made in parent application 09/297,289.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
 Examiner's signature, if required